

R E M A R K S

Applicant has carefully considered the above identified Office Action, and in response thereto is addressing each issue raised by the examiner in the remarks hereinbelow. In this regard, applicant is canceling without prejudice claims 5 and 23 - 32; amending claims 1, 6 and 22; and adding claims 33 - 48.

**Claim Rejection 35 USC 102(b)**

Applicant has amended claim 1 according to the allowable subject matter section by adding claim 5 thereto. All claims dependent upon a newly allowable base claim are also made allowable. Applicant has created new claim 33 by adding the phrases, "pivotally engaging said shank engagement member with said head engagement member" and "removing said engagement member and said engagement member from the stud" to the original claim 1. The Jackson '734 patent does not teach or suggest pivotal engagement between the limbs 9 and the shank 1. Jackson '734 teaches retaining the shank and stud in the limbs 9. To make a 102 rejection all limitations must be found in a single prior art reference. The Jackson patent does not disclose all claim limitations of claim 33. Concerning claims 4 and 36, the Jackson patent does not disclose bending a threaded stud without damaging the threads.

Applicant has created new claim 41 by adding the phrase, "removing said engagement member and said engagement member from the stud" to the original claim 1. Jackson '734 teaches

retaining the shank and stud in the limbs 9. To make a 102 rejection all limitations must be found in a single prior art reference. The Jackson patent does not disclose all claim limitations of claim 41, namely the stud 8 is not removed from the limbs 9. Concerning claim 44, the Jackson patent does not disclose bending a threaded stud without damaging the threads.

**Claim Rejection 35 USC 103(a)**

Applicant has canceled claims 28 - 32 without prejudice, therefore the rejection concerning these claims is moot. Claims 2 and 3 are allowable, because of their pendency on a newly allowable base claim.

**WITHDRAWAL FROM CONSIDERATION**

Applicant has chosen to prosecute Invention I. Claims 23 - 27 have been canceled. However, claims 1, 33 and 41 are generic. Therefore, applicant has not canceled claims 21 and 22.

**INDICATION OF ALLOWABLE SUBJECT MATTER**

Applicant acknowledges that claims 5 and 31 are objected to, but would be allowable if added to the base claim and any intervening claims.



#### C O N C L U S I O N

It is respectfully submitted that applicant has responded in a fully satisfactory manner to all matters at issue in this application, and this application is now in condition for allowance. In this regard, applicant has made every effort to comply with the requirements set forth in this Office Action as well as statutory requirements. Accordingly, applicant respectfully requests that the Examiner enter this amendment, allow the claims, and pass this application on to issue.

Respectfully submitted,

Donald J. Ersler  
Reg No. 38,753

Dated: 6/21/06

Donald J. Ersler  
Attorney at Law  
725 Garvens Avenue  
Brookfield, Wisconsin 53005  
Phone: (262) 785-0160  
Fax: (262) 785-0162